


1 been returned to the court as not deliverable, and (2) the court fails to receive within
2 sixty days of this return a written communication from the attorney or pro se party
3 indicating a current address. See L.R. 3-11(b).

4 It has now been more than sixty days since the clerk's second notice was
5 returned as undeliverable on April 25, 2008. The Court has not received a notice
6 from petitioner of a new address. Accordingly, this action is DISMISSED without
7 prejudice. See Fed. R. Civ. P. 41(b); L.R. 3-11(b).

8
9 DATED: June 30, 2008


JAMES WARE
United States District Judge

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

RAUL RIVERA CHAVEZ,
Petitioner,

Case Number: CV08-00803 JW

CERTIFICATE OF SERVICE

v.

PEOPLE OF STATE OF CALIFORNIA, et al.,
Respondents.
_____ /

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on 7/9/2008, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Raul Rivera Chavez
P. O. Box 95023
San Jose, CA 95116

Dated: 7/9/2008

Richard W. Wieking, Clerk
/s/ By: Elizabeth Garcia, Deputy Clerk